S.B. Civil Writ Petition No.3272/06
Smt. Usha Devi Vs. State & Ors.

Date of Order : 15/05/2006

Hon'ble Mr. Justice Ajay Rastogi

Mr. Ajay Gupta, for petitioner

Petitioner has challenged the selection of respondent No.6, who has been appointed as Anganwadi Worker for Ward No.10, Municipal Board, Neem Ka Thana vide order Ann.5 dt.24th February, 2006.

Counsel for petitioner submits that as per conditions laid down by the authority and circulated vide letter dt.13th January, 2006 only such applicants were called upon to submit their application who are married women and belongs to same colony where the appointment is to be made of Anganwadi Worker and it has further been referred that those who are widow, divorcee, members of SC/ST shall be given preference.

Counsel contends that respondent No.6 is not resident of same colony where the appointment has been made for Anganwadi Worker vide order Ann.5, but this fact has not been disputed by the petitioner that the applicant, who was finally selected in pursuant to Ann.5, is better meritorious qua petitioner. She has further made representation apprising of her grievance through her husband by filing representation Ann.7, but the same has not been considered by the authority.

Without expressing any opinion on merits of the matter, I consider it proper to direct the petitioner to make a fresh representation within a period of 15 days pointing out her grievance before the competent authority, who will consider and decide the same in

accordance with law within a period of two months from the date such representation is furnished. The decision of the same be communicated to petitioner.

With the above directions, the writ petition stands disposed of. However, if petitioner still feels aggrieved of the said decision, she will be free to avail remedy available under law.

[Ajay Rastogi],J.

FRB